

EXHIBIT D

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THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 200]

Damages for Delay

[49 Pa.B. 169]
[Saturday, January 12, 2019]

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 238. Damages for Delay in an Action for Bodily Injury, Death or Property Damage.

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Addendum to Explanatory Comment (2019)

The prime rate as set forth in the first edition of the *Wall Street Journal* for a particular year is the basis for calculating damages for delay under Pa.R.C.P. No. 238 as revised November 7, 1988. The prime rate published in the first edition of the *Wall Street Journal* for each of the years specified is as follows:

Date of Publication Prime Rate Percentage

| | |
|-----------------|-------|
| January 2, 2019 | 5 1/2 |
| January 2, 2018 | 4 1/2 |
| January 3, 2017 | 3 3/4 |
| January 4, 2016 | 3 1/2 |
| January 2, 2015 | 3 1/4 |
| January 2, 2014 | 3 1/4 |
| January 2, 2013 | 3 1/4 |
| January 3, 2012 | 3 1/4 |
| January 3, 2011 | 3 1/4 |

| | |
|-----------------|-------|
| January 4, 2010 | 3 1/4 |
| January 2, 2009 | 3 1/4 |
| January 2, 2008 | 7 1/4 |
| January 2, 2007 | 8 1/4 |
| January 3, 2006 | 7 1/4 |
| January 3, 2005 | 5 1/4 |
| January 2, 2004 | 4 |
| January 2, 2003 | 4 1/4 |
| January 2, 2002 | 4 3/4 |
| January 2, 2001 | 9 1/2 |
| January 3, 2000 | 8 1/2 |
| January 4, 1999 | 7 3/4 |
| January 2, 1998 | 8 1/2 |

Official Note: The prime rate for the years 1980 through 1997 may be found in the Addendum to the Explanatory Comment published in the [*Pennsylvania Bulletin*, volume 33, page 634 (2/1/03)] ***Pennsylvania Bulletin, 33 Pa.B. 634 (February 1, 2003)***, and on the web site of the Civil Procedural Rules Committee at <http://www.pacourts.us>.

*By the Civil Procedural
Rules Committee*

DAVID L. KWASS,
Chair

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